

# Exhibit 39

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Rudy Giuliani's Common Sense, I Can't Say This on  
National Television | Rudy Giuliani | Ep. 98,  
Rumble (December 30, 2020)

Plaintiffs' Exhibit

**PTX-9**

C.A. No. 21-3354 (BAH)

1 RUDY GIULIANI: Hello, this is Rudy  
2 Giuliani with Rudy's Common Sense, another  
3 episode and here we are in a different place, as  
4 you can see. We are in Palm Beach, Florida and  
5 we'll do the next at least this episode and the  
6 next one here and see if it changes the episode  
7 in some way with these beautiful surroundings and  
8 lovely area. You will hear in the background  
9 some waterfalls.

10 And this is where I live during the  
11 winter a good deal of the time and enjoy it very,  
12 very much and it also happens to be one mile from  
13 my very famous and important client's residence,  
14 so we're here working on what I'm going to talk  
15 to you about right now.

16 So where are we? Where we are right  
17 now is we're at the stage where the state  
18 legislatures control really the fate of the  
19 country because in five of the state  
20 legislatures, there is evidence that we have  
21 submitted that the election of 2020 in each of  
22 those states was compromised, stolen. There was  
23 voter fraud of massive proportions in each one of  
24 those state. It's demonstrable, it's provable by  
25 solid evidence: over a thousand affidavits,

1 videotape, and statistical analysis by experts  
2 that is not even really disputed.

3 And I'm going to go through just one of  
4 those states with you now because it's probably  
5 the one that will be the focus of the first  
6 decision that has to be made about this, and  
7 that's the State of Georgia. And also so that,  
8 because the details here are enormously  
9 important, so that we can focus on those details  
10 and you can see immediately that what the big  
11 media, big tech, big corporations, and the  
12 crooked leaders of the Democratic Party are  
13 trying to do to you is to cover up what, in fact,  
14 was the worst situation of pervasive voter fraud,  
15 systemic voter fraud in the history of our  
16 country.

17 I know they want to accuse me of all  
18 kinds of terrible things for saying it. I'm not  
19 allowed to say that. I'm not allowed to say  
20 fraud on many networks and on many of the  
21 internet outlets; I'm not allowed to say it. I'm  
22 not allowed to say it even though you and I have  
23 seen a videotape of it, haven't we? Several  
24 episodes ago, we played for you in great detail  
25 the Fulton County vote counting -- and we'll play



1 a little bit of it for you now just to remind you  
2 of it -- the Fulton County vote counting, which  
3 in and of itself proves that Georgia was stolen  
4 by Joe Biden and by the Democrats. That one  
5 video proves it.

6 For me to say there was no fraud, I  
7 would have to pretend that I never saw that  
8 video. I have to pretend I was a fool, and I  
9 couldn't figure out what was going on in that  
10 video. And when you watch it, you're going to  
11 have to pretend you're a fool if you don't see  
12 the obvious signs of criminality.

13 So let's begin with that because,  
14 although it's not by any means the only evidence  
15 of fraud in Georgia, it's really the most  
16 dramatic. I think you might remember that when  
17 we first dealt with this, I said this film will  
18 be like the Zapruder Film was to the Kennedy  
19 assassination. For those of you who remember the  
20 Kennedy assassination, you'll know what I'm  
21 talking about.

22 For those of you who don't where it's a  
23 matter of history, let me just explain what that  
24 means. This gentleman, Zapruder, actually took  
25 film of the shooting of John Kennedy and it

1 didn't come out for some time. And the shooting,  
2 the film creates lots of doubt about the findings  
3 of the Warren Commission and it's never really  
4 been resolved to the ultimate satisfaction of  
5 everyone.

6 Well, no matter what happens in terms  
7 of the outcome here, whether the legislatures  
8 that should do it overturn the certification for  
9 Biden and certify Trump who actually won those  
10 particular five states or not, this voter fraud  
11 is going to be part of our history. And as time  
12 goes by, more and more is going to be learned  
13 about it, even the international nature of it,  
14 and this film will stand as testament to the fact  
15 that it actually happened.

16 That puts a lot of responsibility on  
17 the State of Georgia because Georgia is the place  
18 that can rectify it and the state legislature of  
19 Georgia is the only place that can actually  
20 rectify it the most effectively.

21 So what am I talking about? What I'm  
22 talking about is a film that was done on the  
23 evening of November 3rd leading into November  
24 4th, the night of the election. The votes were  
25 being counted in Fulton County in this arena.

1 Under the law of Georgia when mail-in votes like  
2 this are being counted, the public has to be  
3 present. And not Republicans and Democratic what  
4 we call inspectors or observers or watchers, but  
5 actual members of the public are allowed to be  
6 present, and you are required to have them there  
7 when you're counting the vote.

8 When you see this film, you will see  
9 that the first thing that the election workers  
10 do, a small number of Democratic election workers  
11 do, is they move out the observers. They move  
12 out the observers, even though originally, they  
13 were going to count the ballots all night.  
14 There's evidence that they claim there was a  
15 water main break and, therefore, they had to  
16 stop. And, in fact, there was no water main  
17 break, that was a lie, and they used that excuse  
18 to remove everyone and say that the counting was  
19 over.

20 And they removed, therefore, the  
21 Republican inspectors, the Democratic inspectors,  
22 the press, and then some of the just citizens  
23 who, as I said, as a matter of practice in  
24 Georgia are present for vote count.

25 You will then see that entire area that



1 had observers is really empty. They checked the  
2 place out. They make sure there's no one around.  
3 They make sure the doors are locked so nobody  
4 else can come in. And then at a certain point,  
5 they look around again and they go under a table  
6 covered by a black, like, a black blanket, and  
7 they start pulling out ballots.

8 Now, we begin with why are ballots  
9 under a table? And then they start distributing  
10 those ballots for counting to three or four  
11 different areas where there are counting  
12 machines. And you can see it's done very  
13 hurriedly, it's done in a way suggesting that  
14 they are nervous about what they're doing.

15 And, by the way, even if these ballots  
16 were legitimate ballots, which I doubt they are,  
17 this would be entirely illegal and every one of  
18 those ballots would be declared null and void  
19 because each one of these ballots is being  
20 counted in violation of the law of Georgia that,  
21 in fact, there must be the public present when  
22 ballots are being counted. And the public,  
23 including the Republicans, have been excluded, so  
24 this counting is being done surreptitiously and  
25 secretly, so every one of these ballots is



1 illegitimate, every one of them.

2 Now just to determine the number when  
3 you look at this, and we're just going to show  
4 you excerpts of it. It's available on earlier  
5 podcasts in greater length if you feel the  
6 necessity to watch the whole thing. It looks an  
7 awful lot like a bank heist, doesn't it? I mean,  
8 it looks like clearly illegal activity.

9 We will take a short break and we'll be  
10 right back.

11 (COMMERCIAL)

12 Thank you for returning to our analysis  
13 of the voter theft in Georgia.

14 Afterward, we tracked the time that  
15 this took place. How many votes were counted  
16 during this period officially, and the votes  
17 counted during this period of time were about  
18 120,000 and almost all of them were for Biden.

19 If you exclude those votes as illegal  
20 votes -- you're talking about just this one film  
21 -- you exclude those votes as you should because  
22 they're illegal votes counted without the  
23 presence of the public and you exclude those  
24 votes from the numbers in Fulton County, which is  
25 where they have to be excluded from, instead of

1 Trump losing Georgia by a mere 10,000 votes, he  
2 wins it by a much more substantial 50,000 or  
3 60,000 votes, just this one piece of evidence.

4 So don't tell me there wasn't fraud in  
5 this election and don't tell me I can't use the  
6 word fraud unless you think you're some kind of a  
7 Venezuelan dictator or maybe a reincarnated  
8 Russian or Nazi dictator that can decide what I  
9 can say and what I can't say. I can see it with  
10 my own eyes. I can see what thieves you  
11 Democrats are with my own eyes, so don't pull  
12 this on me and on the American people.

13 That alone requires the legislature of  
14 Georgia to change the false certification that  
15 was made by the governor, the secretary of state,  
16 and others because the certification that was  
17 made and the vote being sent forth by the State  
18 of Georgia is a fraud. It's a false statement.  
19 It's really a violation in federal law in making  
20 a false statement to the government.

21 Now, beyond that, just to show you how  
22 chaotic the election in Georgia was and how  
23 illegal, here are just some of the smaller facts  
24 that all add up to voter theft, voter fraud,  
25 reducing the legitimate vote that Biden actually

1 received, and increasing the legitimate vote that  
2 Trump actually received:

3 2,560 felons with uncomplete sentences  
4 were registered to vote; they had no right to  
5 vote, and they actually voted. That's 2,560  
6 votes that have to be also discounted. Remember,  
7 the margin was only 10,000.

8 66,247 underaged people registered to  
9 vote and illegally voted. They have to be  
10 removed. Remember, the margin was 10,000.

11 2,423 unregistered people voted. I  
12 don't know if you're adding these up, but we're  
13 approaching 70,000 votes now, a little over.  
14 Remember, the margin was 10,000.

15 4,926 registered voters who registered  
16 to vote in another state after their Georgia  
17 registration date who voted. In other words,  
18 they were registered to vote in another state,  
19 and they voted in Georgia. 395 people actually  
20 voted in Georgia and in another state, which is a  
21 crime, by the way. And also, those votes are  
22 discounted.

23 15,700 people voted in Georgia, but  
24 changed their address before the election, which  
25 means that those votes should be discounted. The



1 margin was 10,000.

2 40,279 people voted who failed to  
3 reregister to vote in their new county in time  
4 after moving from one county to another. Now you  
5 say, well, these are people who much made  
6 mistakes. What this really suggests is because  
7 there are so many mistakes, very hasty balloting,  
8 which usually suggests a Democratic machine  
9 pumping in extra votes that maybe is one person  
10 voting seven or eight times, another person  
11 putting in phone ballots for other people, but in  
12 any event, they violate the law. 40,279 people  
13 voted who failed to register to vote in their new  
14 county in time after moving from one county to  
15 another, so that vote is removed.

16 98 people who registered too late to  
17 vote in the election were allowed to vote.

18 And how about this one? 10,315 dead  
19 people voted. Told you the margin was 10,000.  
20 It looks like dead people elected Biden; 10,315  
21 people who had died by the time of the election.  
22 Real trick for them to vote, huh? And I  
23 guarantee you they all voted all Democrat because  
24 the Democratic Party has a much greater appeal to  
25 dead people, always has.



1           When I ran for mayor of New York, there  
2       were always large numbers of dead people who  
3       voted against me. I used to feel somehow I  
4       didn't know how to appeal to their vote. I even  
5       thought at one point if, you know, maybe  
6       campaigning in cemeteries. This is a trick of  
7       the Democratic Party that's like a hundred years  
8       old. It's disgusting. Happens in every state  
9       that always 7,000 or 8,000, 9,000, 10,000 dead  
10      people who vote in New York.

11           Just so happens that the margin here  
12      was 10,000 and 10,315 dead people voted and there  
13      wasn't fraud?

14           One more time: 10,315 dead people voted  
15      in Georgia and some moronic Democratic senator  
16      accused anyone who says fraud of sedition. Hey,  
17      moron senator, I accuse you of being crooked.  
18      10,315 people who were dead voted in Georgia and  
19      Biden won by 10,000. No, he didn't. Biden lost  
20      by about 100,000.

21           305,701 absentee ballots were applied  
22      for too early, 305,000. 2,664 absentee ballots  
23      were sent to voters too early.

24           The rejection rate because Republicans  
25      were excluded from examining these ballots as we

1 saw not only in Fulton County, the rejection rate  
2 traditionally in absentee ballots, which get  
3 inspected by Republicans and Democrats, has  
4 traditionally been -- well, let's see. In 2016,  
5 it was almost 3 percent; in 2018, it was 3.5  
6 percent. And this time with a sixfold increase  
7 in the number of absentee and mail-in ballots, it  
8 was 0.34 percent; in other words, there were  
9 almost no rejections. It was multiple times less  
10 than in prior elections.

11 Had the statutory procedure for  
12 signature matching, voter identity ineligibility  
13 verification been followed, we should have seen  
14 between 38,250 to 45,620 absentee ballots  
15 rejected, far more than Mr. Biden's margin of  
16 victory.

17 I don't know how many ways we can  
18 analyze this to show you Biden lost, Trump won,  
19 the Democrats in Georgia cheated, and some of the  
20 Republican leadership is complicit in that by  
21 turning their back on it and lying to you.

22 Once again, two things: there's a  
23 videotape that shows Democrats stealing at least  
24 120,000 votes. It's on tape, it'll be there  
25 forever, and unless Georgia changes it, it'll

1 dishonor the State of Georgia as having  
2 participated in an obvious massive fraud on tape  
3 to be seen by everyone. Also, 10,315 dead people  
4 voted in Georgia in an election that was decided  
5 by 10,000 votes.

6 If this legislature lets that stand,  
7 the legislature should be ashamed of itself and  
8 it's a Republican legislature. They have a duty  
9 under the United States Constitution to fix it;  
10 it's their responsibility. Article II, Section  
11 1, Clause 2 of the United States Constitution  
12 says the electors shall be selected by the state  
13 legislatures, like the legislatures of the civil  
14 states actually. They are the ultimate body  
15 responsible for this.

16 If this is done fraudulently, the  
17 responsibility for that fraud, although they  
18 weren't the ones who carried it out, but the  
19 responsibility for vindicating that fraud rests  
20 on them. Do they have the courage to do that?  
21 There is no doubt that it was fraud. Again, the  
22 videotape, the 10,315 people who voted who are  
23 dead, numerous other things.

24 It's their responsibility no matter how  
25 unpopular, no matter how they're going to be



1 castigated, no matter whether it finishes their  
2 career in politics, it's their responsibility to  
3 stand up and perform their Constitutional duty  
4 honestly and honorably. And if they want to live  
5 with themselves and if they want to vindicate the  
6 honor of the State of Georgia, they will do that.

7 We'll take a break and we'll be right  
8 back.

9 (COMMERCIAL)

10 Thank you for returning to our analysis  
11 of the massive voter theft accomplished in  
12 Georgia that must be remedied.

13 I finish with the many, many -- one of  
14 the many, many demonstrations, statistical  
15 demonstrations of the fraud in Georgia for which  
16 there are demonstrations of five to six other  
17 states. You can see here how they cheated on  
18 this particular graph. You'll see in order to  
19 bring Biden back because he was down by 2.5  
20 percent with 85 percent of the vote cast --  
21 pretty much gone -- they injected all of a sudden  
22 -- the votes cast, pretty even, even, even, even.  
23 And then in the middle of the night on the 4th,  
24 3rd being the election, the 4th being the morning  
25 after the election, when nobody was really



1 looking in the middle of the night, they injected  
2 107,040 for Biden at 6:34 a.m. in the morning.

3 Those votes are way beyond what those  
4 machines can count at that period of time. This  
5 was the net increase of 107,040 votes to Biden's  
6 total. The spike was injected into the total and  
7 a normal vote pattern would look like a natural  
8 progression without that kind of spike, and this  
9 is submitted by experts who testify in court and  
10 whose testimony qualifies to prove voter fraud.

11 Once again, I don't mean to belabor it.  
12 I just conclude with the fact that the evidence  
13 in front of the legislature of the State of  
14 Georgia is overwhelming that the Democrats stole  
15 the election in Georgia, that Trump won it by  
16 close to 100,000, that he is being cheated out of  
17 it. And I don't know what kind of an American  
18 you are if you stand by and let that happen  
19 because you're afraid that the liberal media is  
20 going to attack you.

21 If that continues, if we let this  
22 happen to us, this will become the norm in our  
23 election. This is a year in which we allowed  
24 them to take from us a good deal of our freedom  
25 of speech. We allowed them to take a lot of our

1 freedom of religion, freedom of movement. Well,  
2 I'll be darned if we're going to let them take  
3 our free, fair, and transparent vote from us, and  
4 part of whether they do or not rests in the hands  
5 of and on the shoulders of the legislators of  
6 Georgia and let's hope their patriotism overcomes  
7 their fear.

8 Thank you and we'll be back in a few  
9 days with another episode of Rudy's Common Sense.

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C E R T I F I C A T I O N

I, Sonya Ledanski Hyde, certify that the  
foregoing transcript is a true and accurate  
record of the proceedings.

*Sonya M. Ledanski Hyde*

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Date: November 9, 2022



[0.34 - cast]

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[castigated - eyes]

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